

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

L.P.O.E., Inc., a Minnesota Corporation;
Down In the Valley, Inc., a Minnesota Corporation;
Disc and Tape, Inc., a Minnesota Corporation; and,
Hideaway LLC., a Minnesota Corporation,

Plaintiffs,

**AFFIDAVIT OF WAEL
SAKALLAH**

vs.

The United States Drug Enforcement Administration,
U.S. Department of Justice; and its
Deputy Director, D.E.A., Michele M. Leonhart

Civil Case No.

10-CV-4944
PJS/LIB

Defendants.

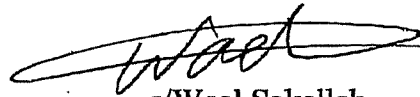
STATE OF MINNESOTA)
) SS
COUNTY OF HENNEPIN)

Wael Sakallah, being first duly sworn on oath, hereby deposes and says the following:

1. I am the owner of Hideaway, LLC, a Plaintiff in the above-entitled matter.
2. The Plaintiff operates a store know as "Hideaway, LLC," at 1309 Fourth Street SE. in the City of Minneapolis.
3. Hideaway, Inc. sells tobacco, pipes, tobacco accessories and various novelties.
4. I have reviewed the U.S. Drug Enforcement Agency's Notice of Intent, 21 CFR Part 1308 [Docket No. DEA-345N], purporting to outlaw "synthetic cannabinoid."
5. Within the past year, the incenses that appear to be prohibited by the ordinance have accounted for more than 70% of the store's total sales. The store's gross profit of incense sales for January 1, 2010 through October 31, 2010 was \$609,491.

6. If my business were to suffer an immediate 70 % loss in sales, it could not survive; I would be forced to close the business within weeks.


7. I execute this affidavit in support of the attached motion for preliminary injunction and temporary restraining order.



s/Wael Sakallah

Wael Sakallah

Sworn to and subscribed before me
this 21st day of December, 2010.


Notary Public
12/21/10